

1 PAUL, HASTINGS, JANOFSKY & WALKER LLP
2 HOWARD C. HAY (SB# 46386)
3 695 Town Center Drive
Seventeenth Floor
4 Costa Mesa, CA 92626-1924
Telephone: (714) 668-6200
Facsimile: (714) 979-1921
howardhay@paulhastings.com

5
6 SARAH A. JAIN (SB# 215147)
Twenty-Fourth Floor
55 Second Street
7 San Francisco, CA 94105-3441
Telephone: (415) 856-7000
8 Facsimile: (415) 856-7100
sarahjain@paulhastings.com

9
10 Attorneys for Defendant
EMC CORPORATION

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

14
15 BRET ROBERT OSBORN, MICHAEL
PFAFF, KATHLEEN ANN PFAFF and
16 MARTY GAYLE OSBORN, on behalf of
themselves, the general public, and all
17 others similarly situated,

18 Plaintiffs,

19 vs.

20 EMC CORPORATION,

21 Defendant.

22 CASE NO. C 04-00336 JSW (BZ)

23 REQUEST FOR AN EXTENSION OF
TIME FOR SETTLEMENT
NEGOTIATIONS REGARDING MOTION
FOR ATTORNEYS' FEES ON SALES-
RELATED CLAIMS AGAINST
PLAINTIFFS

24 [CALIFORNIA LABOR CODE § 218.5]

25 Date: February 1, 2006
Time: 10:00 a.m.
Hon: Bernard Zimmerman

1 The parties have reached a tentative agreement which, when signed, will involve
2 withdrawal of Defendant EMC's motion for attorneys' fees. The parties require a little additional
3 time to finalize the details of their agreement, and request the Court give the parties until
4 Tuesday, January 24, 2006 to advise the Court if the issues have been resolved and the motion is
5 being withdrawn.

6
7 DATED: January 13, 2006

PAUL, HASTINGS, JANOFSKY & WALKER LLP

8 By: _____
9

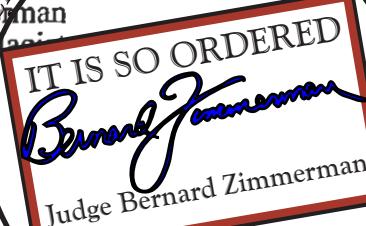


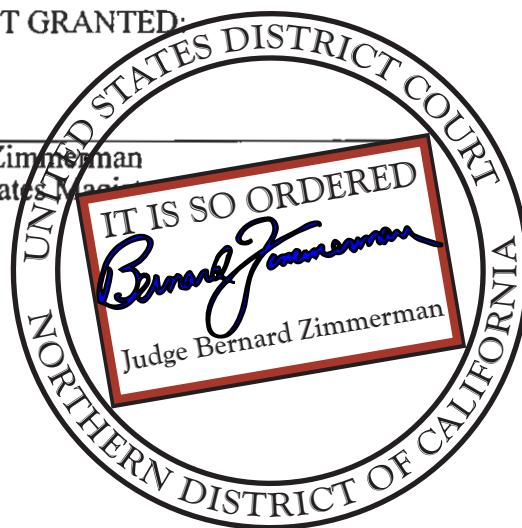
SARAH A. JAIN
Attorneys for Defendant
EMC CORPORATION

10
11
12
13
14 DATED: January 17, 2006

REQUEST GRANTED:

15
16 Bernard Zimmerman
17 United States Magistrate
18

IT IS SO ORDERED

Judge Bernard Zimmerman



19
20
21
22
23
24
25
26
27
28
LEGAL_US_W # 53176825.1